IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7327 OF 2006

Vilas Vasant Saraf Petitioner
versus
The Divisional Controller
MSRTC, Pune. Respondent

Nitin A. Kulkarni for petitioner.

CORAM : R.M.S.KHANDEPARKAR, J.

DATE : 08th November 2006

PC :

1. Heard. The petitioner challenges the impugned interim order passed by the Labour Court as well as Industrial Court rejecting the application for interim relief in the nature of protection to the services of petitioner during pendency of the proceedings before the Court below. Both Courts below have arrived at a concurrent finding on the basis of materials on record that the same, prima facie, disclose involvement of the petitioner in the misappropriation of the amount and his involvement in the misconduct in that regard. In view of the said concurrent finding to the effect

that the materials prima facie disclose involvement of the petitioner in the alleged misconduct, there cannot be any justification or interference in the writ jurisdiction of this Court under Article 227 of Constitution of India in the impugned orders. Petition, therefore, is rejected.

(R.M.S.KHANDEPARKAR, J.)